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T.R.A. DOCKET ROOM  
November 2, 2004

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VIA HAND DELIVERY

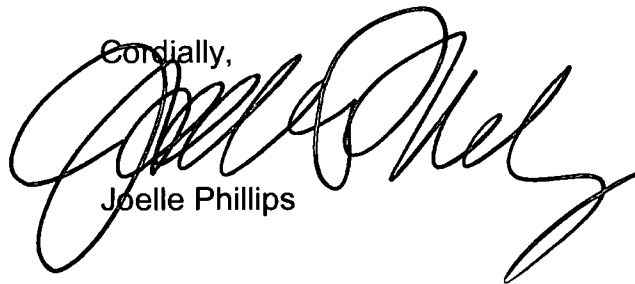
Hon. Pat Miller, Chairman  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37238

Re: *Petition for Exemption of Certain Services*  
Docket No 03-00391

Dear Chairman Miller:

Enclosed are the original and fourteen copies of the *Joint Agreed Motion of the Parties to Waive Live Hearing and Establish the Evidentiary Record by Motion in Lieu of Live Hearing*. Copies of the enclosed are being provided to counsel of record.

Cordially,



Joelle Phillips

JJP:ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Petition for Exemption of Certain Services*

Docket No. 03-00391

**JOINT AGREED MOTION OF THE PARTIES TO WAIVE  
LIVE HEARING AND ESTABLISH THE EVIDENTIARY  
RECORD BY MOTION IN LIEU OF LIVE HEARING**

The parties in the above-referenced docket, as indicated by the signatures of their counsel below, have agreed to waive a live hearing, to waive the opportunity for cross-examination, and to establish the evidentiary record in this case by this *Joint Agreed Motion*

The parties have agreed that the evidentiary record shall include:

<u>Testimony</u>		
Date	Party	Document
10/04/04	UTSE	David Marshall Direct Testimony
10/04/04	AT&T	Mark Argenbright Direct Testimony <sup>1</sup>
10/04/04	BellSouth	Kathy Blake Direct Testimony
10/04/04	CAD	Terry Buckner Direct Testimony Steve Brown Direct Testimony
10/18/04	UTSE	Brian K. Staihr Rebuttal Testimony
10/18/04	BellSouth	Kathy Blake Rebuttal Testimony
10/18/04	CAD	Terry Buckner Rebuttal Testimony Steve Brown Rebuttal Testimony
10/22/04	CAD	Terry Buckner Supplemental Testimony

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<sup>1</sup> AT&T filed Direct Testimony only. On October 18, 2004, AT&T filed a notice that it would not be filing rebuttal testimony.

Discovery Requests and Responses

Date	Party	Document
08/02/04	BellSouth	First Set of Discovery to AT&T First Set of Discovery to Consumer Advocate First Set of Discovery to Time Warner
08/02/04	CAD	First Set of Interrogatories to BellSouth First Set of Interrogatories to Citizens First Set of Interrogatories to UTSE
08/16/04	CAD	Response to BellSouth Interrogatories and Requests for Production of Documents
08/16/04	AT&T	Response to BellSouth Interrogatories and Requests for Production of Documents
08/16/104	BellSouth	Response to CAD's First Set of Discovery
08/18/04	UTSE	Response to CAD's First Set of Discovery Requests
08/26/04	BellSouth	Supplemental Response to CAD's First Set of Discovery
08/30/04	BellSouth	Second Set of Interrogatories and Requests for Production to CAD
08/30/04	CAD	Second Set of Discovery to BellSouth Second Set of Discovery to UTSE
08/30/04	AT&T	First Interrogatories to BellSouth
08/31/04	AT&T	First Request for Production of Documents to BellSouth
09/08/04	CAD	Response to BellSouth's Motion to Compel Responses to its First Set of Interrogatories and Requests for Production of Documents
09/10/04	UTSE	Response to CAD's Second Set of Discovery
09/13/04	CAD	Response to BellSouth's Second Set of Discovery
09/13/04	BellSouth	Responses to CAD's Second set of Discovery

09/13/04	Citizens	Response to CAD Discovery
09/14/04	BellSouth	Responses to AT&T First Set of Discovery
09/27/04	AT&T	Supplemental Responses to BellSouth's First Interrogatories and Requests for Production of Documents
09/29/04	CAD	Supplemental Responses to BellSouth Discovery Requests
10/18/04	CAD	Supplemental Response to BellSouth Interrogatory No. 9
10/20/04	AT&T	Supplemental Responses to BellSouth Discovery


The parties have made this agreement with the understanding that the date for post-hearing briefs will remain November 22, 2004, that oral argument before the panel will be scheduled as soon as possible thereafter, and that the Directors will schedule a separate date for deliberations following oral argument as soon as practicable following oral argument.

Respectfully submitted,


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INC.

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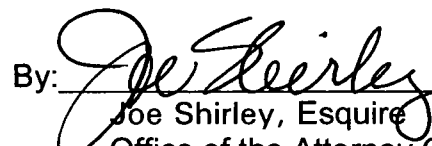
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For AT&T Communications of the  
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## CERTIFICATE OF SERVICE

I hereby certify that on November 2, 2004, a copy of the foregoing document was served on the parties of record, via the method indicated:

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☐ Facsimile  
☐ Overnight  
☒ Electronic

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